

**AUCTIONEER BOARD
TELECONFERENCE MINUTES
APRIL 27, 2010**

PRESENT: Patrick McNamara

PRESENT

VIA TELEPHONE: Jay Clarke, Kathryn Daley, Ronald Polacek, Timothy Sweeney (joined at 9:30 a.m.), James Wenzler

STAFF: Gail Sumi, Bureau Director; Michele Miller Hayes, Legal Counsel; Karen Rude-Evans, Bureau Assistant; and other DRL staff

GUEST: Alan Hager

CALL TO ORDER

Patrick McNamara, Chair, called the meeting to order at 9:33 a.m. A quorum of five (5) members was confirmed. Mr. McNamara thanked Alan Hager for his eight years of service on the Board. A plaque from the Governor's office will be mailed to Mr. Hager.

APPROVAL OF AGENDA

Amendment:

- Item "D" – Proposed Stipulation and Final Decision and Order in Case 07 AUC 017; Steven Gabrielson, has been removed from the agenda.

MOTION: Kathryn Daley moved, seconded by James Wenzler, to approve the agenda as amended. Motion carried unanimously.

APPROVAL OF MINUTES OF JANUARY 27, 2010

MOTION: Kathryn Daley moved, seconded by Tim Sweeney, to approve the minutes of January 27, 2010 as written. Motion carried unanimously.

ADMINISTRATIVE REPORT

Welcome New Board Members, New Staff and Board Membership

Gail Sumi introduced the new legal counsel, Michele Miller Hayes. Ms. Miller Hayes greeted the Board and looks forward to working with them. Ronald Polacek, new board member, was introduced and he gave a brief history of his background.

DRL Late Adds Policy

Gail Sumi reviewed the new Late Adds Policy regarding materials added to the agenda beyond the agenda deadline.

Other Items

Gail Sumi will advocate for a face-to-face meeting for the next Board meeting in July. The updated Board roster will be sent to all the members.

PRESENTATION OF PROPOSED STIPULATION

GREGORY KLUG

07 AUC 006

Division of Enforcement Investigator Candace Bloedow presented a proposed stipulation in the matter of disciplinary proceedings against Gregory Klug. This matter will be deliberated in closed session.

LEGISLATION AND ADMINISTRATIVE RULES

Update on LRB 07-2403, Relating to Continuing Education Requirements for Auction Company Representatives

Senator Erpenbach and Senator Schultz will introduce this bill in the next legislative session.

LRB 3126/1, Relating to Registration Requirements for Auction Companies

This proposed legislation is tied to LRB 07-2403.

EDUCATION AND EXAMINATIONS

Auctioneers who take the USPAP courses for Real Estate Brokers and Appraisers should be allowed to claim Auctioneer continuing education credits.

The Wisconsin Auctioneers' Association is offering a UCC course, and Patrick McNamara strongly recommends the DRL to approve this course.

TRAVEL

None.

PRACTICE ISSUES

None.

PUBLIC COMMENTS

None.

CONVENE TO CLOSED SESSION

MOTION: James Wenzler moved, seconded by Tim Sweeney, to convene the meeting in Closed Session pursuant to Sections 19.85(1)(a), (b), and (f), Wis. Stats., to consider the licensing or discipline of a person licensed by the Department or the investigation of charges against such a person. Specifically, the Board intends to deliberate on stipulations, administrative warnings, case closings, and monitoring cases. Roll Call Vote: Jay Clarke-yes; Kathryn Daley-yes; Patrick McNamara-yes; Ronald Polacek-yes; Timothy Sweeney-yes; James Wenzler-yes. Motion carried unanimously.

Open Session recessed at 9:52 a.m.

RECONVENE TO OPEN SESSION

MOTION: Kathryn Daley moved, seconded by Jay Clarke, to reconvene into Open Session. Motion carried unanimously.

Open Session reconvened at 9:55 a.m.

VOTE ON ITEMS CONSIDERED OR DELIBERATED IN CLOSED SESSION

PROPOSED STIPULATION

GREGORY KLUG
07 AUC 006

MOTION: James Wenzler moved, seconded by Jay Clarke, to adopt the Findings of Fact, Conclusions of Law, Final Decision and Order in the matter of disciplinary action against Gregory Klug. Motion carried unanimously.

OTHER BOARD BUSINESS

Board appointments for both Jay Clarke and Patrick McNamara expire in May 2010, however they have agreed to continue serving on the Board until replacements have been appointed. Mr. McNamara encouraged the members to send names of potential board members to Gail Sumi.

James Wenzler attended the case advisor training and reported it was informative. Gail Sumi said the case advisor training will be offered again this fall.

Patrick McNamara, Tim Sweeney and Kathryn Daley are on the screening panel.

ADJOURNMENT

MOTION: Kathryn Daley moved, seconded by Tim Sweeney, to adjourn the meeting. Motion carried unanimously.

The meeting adjourned at 10:02 a.m.